IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

WRIT PETITION NO : 22820 of 1994

Between:

Gurram Vidyasagar Reddy, S/o Hanma Reddy,
R/o Suryapet, Nalgonda District.

..... PETITIONER

AND

1 State of A.P., through its Secretary, Panchayat Raj Department,
Secretariat, Hyderabad.
2 The Executive Engineer, Panchayat Raj, Nalgonda District, Nalgonda.
3 The District Collector, Nalgonda District, Nalgonda.
4 The Mandal Revenue Officer, Suryapet (M), Nalgonda District.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ or writs, order or direction, declaring the action of the respondents in depriving the property of the petitioner in Sy.No.400,401, 402, 403, & 407 to the extent of Ac.23.38 guntas situated at Pillalamarri (V), Suryapet (M), Nalgonda Dist, for submergence under Mondi Kumta non-notified source, as otherwise than in due process of Law, as illegal and arbitrary, by directing the respondents to notify the above lands under the provisions of Land Acquisition Act and pay compensation to the petitioner along with all statutory benefits; Award costs.

Counsel for the Petitioner: MR.K.RAGHUVEER REDDY

Counsel for the Respondents 1 and 2: GP FOR LAND ACQUISITION

The Court made the following:

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ORDER:

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Petitioner seeks a direction to the Government that the Government should acquire land owned by the petitioner which is suffering damage because of submergence on account of the tank which is in the vicinity of his lands. The Government has stated in the counter that the petitioner did not sustain any loss nor any land belonging to him has ever been sub merged. These are questions, which cannot be decided in these writ proceedings. If the petitioner suffers any loss or damage, he can seek proper remedy from the Civil Court.

The writ petition is accordingly dismissed.

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(BILAL NAZKI,J)

26-08-2004

VS/YS

To

1 The Secretary, State of A.P., Panchayat Raj Department,
Secretariat, Hyderabad.
2 The Executive Engineer, Panchayat Raj, Nalgonda District, Nalgonda.
3 The District Collector, Nalgonda District, Nalgonda.
4 The Mandal Revenue Officer, Suryapet (M), Nalgonda District.

5. 2 CCs to the Government Pleader for Land Acquisition, High Court Buildings, Hyderabad (OUT).

6. 2 CD copies.